

We concur: Boren, P.J.
 Ashmann-Gerst, J.

DIVISION THREE

Court convened at 9:30 a.m.

Present: Kitching, Acting P.J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Croskey, J. is ill and will not be present for oral argument. Kitching, Acting P.J. calls the calendar and asks counsel to stipulate to Justice Croskey participating in oral argument by listening to the audio recording of oral argument. If there are any objections a matter will be continued to the November calendar.

Each of the following:

B214525 Children and Family Services v. T.W.
B215778 Children and Family Services v. C.S.
B215301 Children and Family Services v. P.S.
B212497 Children and Family Services v. D.S.
B212172 People v. R.J.

Argument waived, cause submitted.

B209335 Clifton
 v.
 Chevron Products Company, et al.

Appearances:

Marc Lazarus for appellant and Jason Levin for respondent. Matter continued to December 7, 2009 at 1:30 p.m.

B210201 Reichelt
 v.
 Koontz

Appearances:

Lawrence Reichelt, appellant in propria persona and William Koontz, respondent in propria persona. Matter continued to November 10, 2009 at 9:30 a.m.

DIVISION THREE (continued)

B213251 Segundo Suenos, LLC
 v.
 Draper, et al.

Merits:

Argued by Brian D. Boydston for appellant and by Neal M. Goldstein and Reginald K. Brown for respondents. Cause submitted.

B215765 Young Money Entertainment, LLC, et al.
 v.
 Digerati Holdings, LLC et al.

Merits:

Argued by Kent J. Bullard for appellants and by Edward A. Woods for respondents. Cause submitted.

B210693 Regents of the University of California
 v.
 Superior Court, Los Angeles County
 (Waters, et al., r.p.i.)

Merits:

Argued by Louis M. Marlin for petitioner and by Arnold C. Wang for real parties in interest. Cause submitted.

B194078 Cohen, et al.
 v.
 Johnson & Johnson

Merits:

Argued by Michael C. Eyerly for appellants and by Richard H. Nakamura for respondents. Cause submitted.

Court recessed.

DIVISION THREE (continued)

Court reconvened at 1:30 p.m.

Present: Kitching, Acting P.J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Croskey, J. is ill and will not be present for oral argument. Kitching, Acting P.J. calls the calendar and asks counsel to stipulate to Justice Croskey participating in oral argument by listening to the audio recording of oral argument. If there are any objections a matter will be continued to the November calendar.

Each of the following:

B209081 People v. Vega
B204126 People v. Edwards

Argument waived, cause submitted.

B208713 People
 v.
 Dennis

Merits:

Argued by Leonard J. Klaif for appellant. Argument previously waived by respondent. Cause submitted.

B211540 Los Angeles County, D.C.F.S.
 v.
 R.M.

Merits:

Argued by Roni Keller for appellant and by Jacklyn K. Louie, deputy county counsel for respondent. Cause submitted.

DIVISION THREE (continued)

B210451 East West Bank
 v.
 Spiro

Merits:
Argued by Douglas Fabian for appellant and by Efrat M. Cogan for
respondent. Cause submitted.

B208827 Jackson, et al.
 v.
 Xtrajet, Inc., et al.

Merits:
Argued by Lloyd A. Kirschbaum for appellants and by Tina Glandian for
respondents. Cause submitted.

B211390 John Webster dba Johnny's Custom Auto Body
 v.
 Allstate Insurance Company, et al.

Merits:
Argued by Douglas L. Johnson for appellant and by Gayle M. Atnanacio
and Ernest E. Vargo for respondents. Cause submitted.

B208189 Gregory R. Ryan, Esq., et al.
 v.
 Park 100 Investment Group II, LLP

Merits:
Argued by Roy G. Weatherup for appellants and by Bradley H. Kreshek for
respondent. Cause submitted.

Court adjourned.

DIVISION FOUR

B214834 Los Angeles County, D.C.S.F. (Not for Publication)
v.
R.C.

The order terminating mother's parental rights as to Albert and Abel is affirmed.

Willhite, J.

We concur: Epstein, P.J.
Suzukawa, J.

B216351 A.Z. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition is granted. The stay order is lifted. The juvenile court is ordered (1) to vacate its order of May 11, 2009 terminating Father's reunification services and setting a section 366.26 hearing, and (2) to extend Father's reunification services as required by section 366.21, subdivision (g)(1).

Manella, J.

We concur: Willhite, Acting P.J.
Suzukawa, J.

B207414 Donna Tannen and David Tannen
v.
Leonard LaVern Palmer, Jr. dba Inland Valley Contracting

Filed order denying petition for rehearing. Willhite, J. would grant.

DIVISION FOUR (continued)

B212272 Michael Regan
 v.
 Office of Administrative Hearing et al

 Filed order denying petition for rehearing.

DIVISION FIVE

B209424 Carson Citizens for Reform, et al., (Certified for Publication)
 v.
 Helen S. Kawagoe, as City Clerk, etc., et al.

The judgment and the order awarding attorney fees against the Registrar and the Clerk are reversed. The Registrar and the Clerk are awarded their costs on appeal.

Kriegler, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION SIX

B209046 People (Not for Publication)
v.
Reginald Charles Nisby

We strike the section 186.22, subdivision (b)(1)(C), 10-year gang enhancement imposed for the attempted murder, and direct the trial court to impose the 15-year minimum parole eligibility requirement set forth in section 186.22, subdivision (b)(5). We vacate the indeterminate life sentence for mayhem and remand for resentencing and imposition of a determinate sentence for a violation of section 203. We vacate the stay order on the section 12022.53, subdivision (d) firearm enhancement imposed for the attempted robbery. On remand, the trial court is instructed to hold a new sentencing hearing on the mayhem and attempted robbery convictions in which it shall impose in its discretion the lower, middle, or upper term for those crimes, select principal and subordinate terms consistent with section 1170.1, recalculate the total determinate sentence and determine if the sentences shall run consecutively or concurrently. (See *People v. Neely* (2009) 176 Cal.App.4th 787.) The trial court is further instructed to stay the entire sentence for mayhem pursuant to section 654. The clerk of the superior court is directed to prepare an abstract of judgment reflecting these actions, and to forward a certified copy of the amended abstract of judgment to the Department of Corrections. In all other respects, the judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

DIVISION SIX (continued)

B213000 People (Certified for Publication)
v.
Vazquez

Because "a trial court has no choice and must impose a parole revocation fine equal to the restitution fine whenever the 'sentence includes a period of parole[.]" we can correct the error without remanding for further proceedings. (Id.) Accordingly, we modify the judgment to impose a restitution fine, pursuant to section 1202.4, subdivision (b), in the amount of \$10,000 and a parole revocation restitution fine, pursuant to section 1202.45, in the amount of \$10,000. The clerk of the superior court is ordered to prepare and forward to the Department of Corrections an amended abstract of judgment reflecting these modified fines. As so modified, the judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
 Perren, J.

DIVISION SEVEN

B208897 People (Not for Publication)
v.
Montgomery

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

DIVISION SEVEN (continued)

[illegible]

The judgment is affirmed.

Perluss, P.J.

We concur: Zelon, J.
 Jackson, J.

B207716 Masterpiece Accessories, Inc. (Not for Publication)
v.
Sam Sahab et al.

The judgment is affirmed. Respondent is awarded costs of appeal.

Woods, J.

We concur: Perluss, P.J.
Jackson, J.

B213551 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Jennifer F.

The January 9, 2009 orders summarily denying Jennifer F.'s section 388 petitions for modification are affirmed.

Perluss, P.J.

We concur: Woods, J.
Jackson, J.

DIVISION SEVEN(continued)

B207190 People (Not for Publication)
v.
Jones

The judgment is affirmed.

Perluss, P.J.

We concur: Zelon, J.
 Jackson, J.

B205360 People (Not for Publication)
v.
Mabasa

The judgment is affirmed.

Perluss, P.J.

We concur: Zelon, J.
 Jackson, J.

DIVISION EIGHT

B208250 Robert Culp et al.
v.
John Lewis & City of Los Angeles

Filed order denying petition for rehearing.